

(4) CONTAIN A STATEMENT THAT THE PETITIONER NEEDS CARE, SUPERVISION, AND TREATMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from the first and second clauses of the first sentence of former Article 43B, § 9(a) and from former Article 43B, § 9(b) and (c)(2), (3), and (4), as those subsections related to petitions by the alleged drug abuser.

In this section and throughout this title, references to "commit" and "commitment" to the Administration are substituted for phrases such as "certify ... to the care and custody of the Administration", for brevity and to standardize these references.

In subsection (a) of this section, the former phrase "in a civil proceeding" is deleted as unnecessary in light of § 9-602 of this subtitle.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that, under subsection (b) of this section, the petition may be filed in either the circuit court or district court, while, under §§ 9-615(c)(3)(iii) and 9-616 of this subtitle, the petitioner is entitled to a jury trial. The procedures by which the petitioner may have a jury trial if the petition is filed in district court are unclear. Chapters 100 through 600 of the Maryland District Rules may apply, because of the "civil" nature of these proceedings, although the rules do not appear to address any of the specific considerations of a commitment proceeding. See, e.g., M.D.R. 343, which provides for transfers to the circuit court for a jury trial, only if the district court has exclusive, original jurisdiction.

As to verifications, see § 1-201 of this article.

Defined terms: "Administration" § 9-101  
"County" § 1-101 "Drug abuser" § 9-101

9-613. ACTION ON PETITION.

WHEN A PETITIONER UNDER PART II OF THIS SUBTITLE APPEARS BEFORE THE COURT, THE COURT SHALL:

(1) GIVE THE PETITIONER A COPY OF EACH PAPER NOT YET SERVED ON THE PETITIONER;